

PATENT

Attorney Docket No. 22789XA-T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joseph P. Steiner, et al.

Serial No.: not assigned

Filing Date: February 13, 2001

For: **PIPECOLIC ACID DERIVATIVE HAIR GROWTH COMPOSITIONS AND USES**

PRELIMINARY AMENDMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

Before action in the captioned application and before calculation of the filing fee, please amend the captioned application as follows:

IN THE SPECIFICATION

Please amend the specification by replacing the first sentence thereof with the following:

--This application is a divisional application of U.S. Patent Application Serial No. 09/089,376, filed on June 3, 1998, now U.S. Patent No. 6,187,784, the entire contents of which is incorporated by reference herein as though set forth in full.--

IN THE CLAIMS

Please cancel claims 1-10, which were allowed, as amended, in U.S. Patent Application Serial No. 09/089,376.

Please amend the claims as follows:

11. (Once amended) A pharmaceutical composition which comprises:

- (i) an effective amount of a six-membered heterocyclic compound having a single nitrogen heteroatom, which has an N-linked ketone, diketo, or thioketo substituent attached to the heterocyclic ring, and which is additionally substituted with an ester or amide substituent attached to the heterocyclic ring, provided that said ester or amide substituent is not an N-oxide of an ester or amide [pipecolic acid derivative] for treating alopecia or promoting hair growth in an animal in need thereof; [and]
- (ii) a second hair revitalizing agent; and
- (iii) a pharmaceutically acceptable carrier.

16. (Once amended) A pharmaceutical composition which comprises:

- (i) an effective amount of [The pharmaceutical composition of claim 11, wherein the compound is] Way-124,466;
- (ii) a second hair revitalizing agent; and
- (iii) a pharmaceutically acceptable carrier.

17. (Once amended) A pharmaceutical composition which comprises:

- (i) an effective amount of [The pharmaceutical composition of claim 11, wherein the compound is] rapamycin;
- (ii) a second hair revitalizing agent; and
- (iii) a pharmaceutically acceptable carrier.

18. (Once amended) A pharmaceutical composition which comprises:

- (i) an effective amount of [The pharmaceutical composition of claim 11, wherein the compound is] Rap-Pa;
- (ii) a second hair revitalizing agent; and
- (iii) a pharmaceutically acceptable carrier.

19. (Once amended) A pharmaceutical composition which comprises:

- (i) an effective amount of [The pharmaceutical composition of claim 11, wherein the compound is] SLB-506;

- (ii) a second hair revitalizing agent; and
(iii) a pharmaceutically acceptable carrier.

REMARKS

Upon entry of the above amendments, claims 11-20 are pending in the application. Canceled claims 1-10 were allowed, as amended, in U.S. Patent Application Serial No. 09/089,376. The amendments do not introduce new matter within the meaning of 35 U.S.C. § 132. Basis for the amendments is found at page 64, line 27 to page 65, line 3. Accordingly, the Examiner is respectfully requested to enter the above amendments before examination.


The Examiner is welcomed to telephone the undersigned attorney if (s)he has any questions or comments.

Respectfully submitted,

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